

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

KIRBIE BECKER,

Plaintiff,

v.

EARLY WARNING SERVICES, LLC,

Defendant.

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CIVIL ACTION NO. 19-5700

**ORDER**

**AND NOW**, this 7th day of May, 2020, after considering the defendant's motion to dismiss (Doc. No. 22); the plaintiff's response to the defendant's motion (Doc. No. 23); the defendant's reply to the plaintiff's response (Doc. No. 26); and having heard argument of counsel by telephone on February 19, 2020; and for the reasons set forth in the separately filed memorandum opinion, it is hereby **ORDERED** as follows:

1. The defendant's motion to dismiss (Doc. No. 22) is **GRANTED** and the amended complaint (Doc. No. 17) is **DISMISSED WITHOUT PREJUDICE** for lack of subject-matter jurisdiction;
2. The plaintiff's request for leave to amend is **DENIED**; and
3. The clerk of the court shall mark this case as **CLOSED**.

BY THE COURT:

/s/ Edward G. Smith  
EDWARD G. SMITH, J.